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**ON PETITION**

In re Application of :  
Emmanuel Lazaridis :  
Application No. 09/913,498 :  
Filed: August 16, 2001 :  
Attorney Docket No. 114205.204 :

This is a decision on the petition under 37 CFR 1.137(b), filed May 21, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the final Office action mailed August 11, 2004, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. An Advisory action was mailed February 9, 2005 indicating that the reply filed on November 12, 2004 failed to place the application in condition for allowance. Accordingly, the application became abandoned on November 12, 2004.

In view of the submission of the petition fee in the small entity amount of \$750, status as a small entity remains. If the application is, in fact, entitled to large entity status, petitioner should promptly file a petition under 37 CFR 1.28.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an Amendment and a Request for Continued Examination (RCE); (2) the petition fee of \$750; and (3) an adequate statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3229.

The application matter is being forwarded to Technology Center 1600, Art Unit 1631 for processing the Request for Continued Examination under 37 CFR 1.114 filed with the instant petition.

*Retta Williams*

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Petitions Examiner  
Office of Petitions  
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for Patent Examination Policy